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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SKY LAW GROUP, a California Professional Corporation,

Plaintiff

vs.

PAUL PADDA LAW, PLLC, a Nevada Professional Limited Liability Company; and
DARSHPAUL S. PADDA, ESQ., an individual,

Defendants

PAUL PADDA LAW, PLLC, a Nevada Professional Limited Liability Company,

Counterplaintiff

vs.

SKY LAW GROUP, a California Professional Corporation,

Counterdefendant

Case No.: 2:23-cv-01793-CDS-MDC
**STIPULATION AND ORDER TO
WITHDRAW SKY LAW'S MOTION TO
DISMISS PADDA LAW'S
COUNTERCLAIM (ECF NO. 57) AND TO
DISMISS COUNTERDEFENDANT'S
FIRST AND SECOND
COUNTERCLAIMS WITH PREJUDICE**

[ECF No. 72]

Pursuant to LR 7-1, Darshpaul Padda, Esq., Paul Padda Law, PLLC (“**PPL**”) and Sky Law Group (“**Sky Law**”), by and through their undersigned counsel of record, hereby stipulate and agree as follows:

On August 25, 2024, PPL filed its Answer to Plaintiff’s Complaint and Counterplaintiff’s Counterclaims (ECF No. 48), containing the following three counterclaims: (i) Fraudulent Inducement/Misrepresentation; (ii) Breach of the Implied Covenant of Good Faith and Fair Dealing; and (iii) Declaratory Relief (the “**Counterclaim**”). Thereafter, Sky Law filed its Motion to Dismiss Padda Law’s Counterclaim on September 16, 2024 (ECF No. 57) (the “**Motion to Dismiss**”).

PPL agrees to withdraw the first and second counterclaims for Fraudulent Inducement/Misrepresentation and Breach of the Implied Covenant of Good Faith and Fair Dealing with prejudice, and to proceed only with the third counterclaim for Declaratory Relief. Sky Law agrees to withdraw its Motion to Dismiss (ECF No. 57) in its entirety, and to file a responsive pleading to the Counterclaim (ECF No. 48), as amended by this Stipulation, by October 25, 2024.

Notwithstanding the foregoing, PPL reserves all rights, and waives none, relating to its third counterclaim for Declaratory Relief and to its affirmative defenses raised in response to Sky Law’s Complaint, including, without limitation, PPL’s Eleventh Affirmative Defense and Fifteenth Affirmative Defense, and affirmative defenses raised on grounds similar to those underlying the aforementioned counterclaims for Fraudulent Inducement/Misrepresentation and Breach of the Implied Covenant of Good Faith and Fair Dealing.

The Parties agree that each shall bear their own attorneys’ fees and costs associated with the Motion to Dismiss (ECF No. 57) and/or the first and second counterclaims for Fraudulent Inducement/Misrepresentation and Breach of the Implied Covenant of Good Faith and Fair Dealing set forth in the Counterclaim (ECF No. 48) for the time being.

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Each Party reserves the right to seek attorneys' fees and costs based on the ultimate disposition of this action.

IT IS SO STIPULATED.

DATED this 11th day of October, 2024.

SPENCER FANE LLP

/s/ Anthony A. Torroll

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DATED this 11th day of October, 2024.

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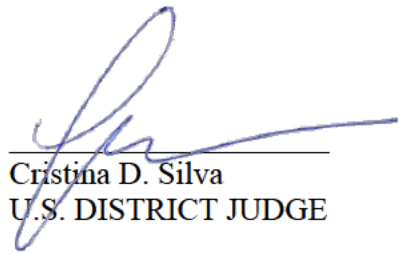
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Attorneys for Plaintiff

ORDER

Based on the parties' stipulation (ECF No. 72), Sky Law's motion to dismiss Padda Law's counterclaim [ECF No. 57] is **withdrawn**. Counterdefendant's first and second counterclaims for Fraudulent Inducement/Misrepresentation and Breach of the Implied Covenant of Good Faith and Fair Dealing are withdrawn with prejudice. A responsive pleading to the counterclaim (ECF No. 48), as amended by this stipulation, is due by October 25, 2024. All further stipulations and agreements set forth above are approved.

Dated: October 17, 2024


Cristina D. Silva
U.S. DISTRICT JUDGE